**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CIVIL APPELLATE JURISDICTION**

**WRIT PETITION NO.6410 OF 2006**

Shri Anil Popat Jadhav,
since expired, through
legal reprentatives
1A) Smt.Mohini Anil Jadhav
& Ors. ..Petitioners.

Vs.

Union of India & Anr. ..Respondents.

Mr.J.N.Tanpure i/b.Mr.A.P.Vanarse for the Petitioners.

**CORAM: F.I. REBELLO AND**
**R.M. SAVANT, JJ.**
**DATED: 5TH MARCH, 2007.**

**P.C. :**

The legal heirs of the deceased Anil Popat Jadhav have filed original application for the relief of being appointed as a Mazdoor, on the basis of interview on 4.3.2000 and the consequential relief.

2. The applicant died during the pendency of the application. In other words, he has not served as Mazdoor for any period of time. The other part of the record shows that the call letter was sent to Vijay Sadashiv Thopte. However, the tribunal on that basis, held that even though the Petitioner had

disclosed full particulars, he was interviewed and selected.

3. The question is whether the Petitioner, who was never sent a call letter, though interviewed and had never joined the post, will be entitled to any relief ?

4. Once the Petitioner was not appointed, the question of granting back wages or monetary benefits do not arise. The order of the tribunal does not suffer from any error apparent on the face of the record.

Hence, the petition is dismissed.

**(R.M. SAWANT, J.)** **(F.I. REBELLO, J.)**